

Practitioner's Docket No. 2337/107

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Martin A. Dorey

Application No.: 10/646,365

Group No.: 2181

Filed: August 22, 2003

Examiner: Kim, Harold J.

For: System, Device, and Method for Managing File Security Attributes in a Computer File Storage System

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed April 3, 2006, for a second time rejecting claims 1-33.

Enclosed is a Pre-Appeal Brief Request for Review.

1. STATUS OF APPLICANT

08/08/2006 TBESHAH1 00000012 10646365

02 FC:2251

60.00 OP

This application is on behalf of a small entity that was asserted on August 22, 2003.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

■ deposited with the United States Postal Service in an envelope addressed to Mail Stop AF, Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

■ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 -8300.

08/08/2006 TBESHAH1 00000012 10646365

250.00 OP

Signature

Jeffrey T. Klayman

(type or print name of person certifying)

Date: August 3, 2006

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Small entity	\$250.00
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Notice of Appeal fee due	\$250.00
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3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

Fee	\$60.00
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If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$250.00
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Extension fee	\$60.00
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TOTAL FEE DUE	\$310.00
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5. FEE PAYMENT


Attached is a check in the amount of \$310.00.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized below.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-4972.

Date: August 3, 2006



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